

MEMORANDUM
MONROE COUNTY PLANNING DEPARTMENT
We strive to be friendly, professional and fair

To: The Planning Commission

From: Clarence Feagin, Ph.D., AICP, Senior Planner *CF*

Through: Jose Papa, AICP, Comprehensive Planning Manager
CF for Jose

Date: October 4, 2006



Meeting Date: October 11, 2006

RE: *Annual update of the 5-Year Schedule of Capital Improvements*

Request

Staff is requesting the Planning Commission to recommend that the BOCC adopt an amendment to the comprehensive plan to update Table 4.1: Five –Year Schedule of Capital Improvements.

Introduction

Staff is updating and revising Table 4.1: Five –Year Schedule of Capital Improvements, in order to comply with State legislation and existing policies of the Comprehensive Plan.

The purpose of the 5-year schedule of capital improvements is to direct expenditures for public facilities to reduce existing deficiencies, provide for replacements of worn out facilities, and meet the future demands for Transportation, Solid Waste, Sanitary Sewer and Storm Water Management, and Parks and Recreation. Currently, there are no deficiencies in levels of service (LOS) for public facilities.

The proposed revisions to the 5-Year Schedule of Capital Improvements were wrought by a collaborative effort among various County Departments, including the Office of Management and Budget, Public Works, and Planning.

Relevant State Legislation

Pursuant to Chapter 163.3177 of the Florida Statutes and Rule 9J-5.016 of the Florida Administrative Code, the capital improvements element of the

2007 update of the CIP

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comprehensive plan shall be reviewed on an annual basis and modified as necessary in order to maintain a financially feasible 5-year schedule of capital improvements. Furthermore, the statutes provide that a local government may not amend its future land use map unless and until the local government has adopted the annual update to the 5-Year Schedule of Capital Improvements and it has been transmitted to the state land planning agency (DCA). Moreover, if the local government does not adopt the required annual update to the schedule of capital improvements or the annual update is found not in compliance, the state land planning agency must notify the Administration Commission that the local government has a demonstrated lack of commitment to meeting its obligations identified in the capital improvements element and may be subject to sanctions by the Administration Commission.

Relevant Comprehensive Plan Policies and Objectives

The annual update of the 5-Year Schedule of Capital Improvements is consistent with several Policies and Objectives of the Monroe County Comprehensive Plan, and directives set forth in Chapter 5.0 (1) and (3) of the Comprehensive Plan's Monitoring and Evaluation Procedures.

Specifically:

Objective 1401.1 of the Year 2010 Comprehensive Plan mandates Monroe County to provide the capital improvements necessary to correct existing deficiencies, to accommodate projected future growth, and to replace obsolete and worn-out facilities, in accordance with an adopted Capital Improvements Program; and

Policy 1401.1.1 of the Year 2010 Comprehensive Plan mandates Monroe County to revise the existing County Capital Improvements Program to incorporate the improvements identified in the Five-Year Schedule of Capital Improvements included in Table 4.1 of Capital Improvements Implementation; and

Policy 1401.1.2 mandates Monroe County to annually update the Comprehensive Plan Five-Year Schedule of Capital Improvements, and further provides that revisions to the schedule shall be incorporated into the Capital Improvements Program on an annual basis.

Chapter 5.0 Monitoring and Evaluation Procedures: The Monroe County Year 2010 Comprehensive Plan provides the basis for permitting and allocating development and providing public facilities concurrent with the impacts of development. In order to ensure that this plan reflects current County policy, the achievement of Goals, Objectives and Policies, the most

1 up-to-date baseline data and analysis, and that the appropriate resources
2 are allocated to properly implement the plan, 9J-5:

- 3
4 1. requires that the Five-Year Capital Improvement Program (CIP) be
5 reviewed and updated annually;

6
7 The Monroe County Board of County Commissioners (BOCC) serves as
8 the local governing body and is responsible for adopting, amending and
9 updating the Monroe County Year 2010 Comprehensive Plan and for its
10 implementation, including:

- 11
12 3. adopting the Five-Year Capital Improvement Program on an annual
13 basis.

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15
16 **Recommendation**

17
18 Planning Staff recommends approval of the proposed amendment to the 5-Year
19 Schedule of Capital Improvements for the following public facilities:

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21 Transportation
22 Solid Waste
23 Sanitary Sewer and Storm Water Management
24 Parks and Recreation.

25
26
27 See Exhibit A: **Table 4.1 5-Year Schedule of Capital Improvements** for the
28 proposed update.

EXHIBIT A Table 4.1 Five-Year Schedule of Capital Improvements

PROJECT	FUNDING SOURCE	FY 2007	FY 2008	FY 2009	FY 2010	FY 2011
<u>Transportation</u>						
County Roads ⁽¹⁾	Gas Taxes / Impact Fees	3,088,936	1,924,000	0	0	0
Other County Road Projects ⁽¹⁾	Card Sound Road & C905 Fund	3,770,000	0	0	0	0
Key West International Airport (Terminal Building)	FAA, FDOT, Airport Revenues	NA**	NA**	NA**	NA**	NA**
Key West International Airport (Runway Modification)	FAA, FDOT, Airport Revenues	NA**	NA**	NA**	NA**	NA**
Marathon Airport (Terminal Building)	FAA, FDOT, Airport Revenues	NA**	NA**	NA**	NA**	NA**
Subtotal						
<u>Solid Waste</u>						
Sludge / Septage Treatment Facilities (Projects Completed)	All accounts closed	None	None	None	None	None
Subtotal		0	0	0	0	0
<u>Sanitary Sewers / Stormwater Management</u>						
Key Largo Wastewater Treatment Facility (KLWWTD)	DEP, County Fund 304 ⁽²⁾ , Assessments	37,738,000	20,700,000	0*	0*	0*
Physical Environment (uncommitted sewer money)	County Fund 304	500,000	0	0	0	0
Stock Island Wastewater Treatment Facility	County Fund 304	0	0	0	0	0
FKAA Interlocal Wastewater Treatment Projects:						
Big Coppitt	DEP, SFWMD, F304, Assessments	20,350,000	6,660,000	0*	0*	0*
Duck Key Collection System	F304, Assessments	5,500,000	1,470,000	0*	0*	0*
Hawk's Cay WWTP Upgrade	DEP, SFWMD, Grants, County, Assessments	500,000	0*	0*	0*	0*
Cudjoe/Summerland/Upper Sugarloaf	Assessments	0*	0*	7,280,000	0*	0*
Big Pine/Ramrod/Little Torch	Assessments	0*	0*	15,000,000	70,000	0*
Lower Sugarloaf	Assessments	0*	0*	2,350,000	0*	0*
Shark Key Culvert	County Fund 304	1,100,000	0*	0*	0*	0*
Stormwater Management	FDOT, SFWMD	700,000	500,000	500,000	500,000	500,000
Subtotal		66,388,000	29,330,000	25,130,000	570,000	500,000
<u>Culture and Recreation</u>						
Big Coppitt Park	County Fund 304	0	0	0	0	0
Key West Library Roof	County Fund 304	425,500	0	0	0	0
Marathon Library	County Fund 304	2,800,000	0	0	0	0
Big Pine Soccer Field	County Fund 304	100,000	0	0	0	0
Key Largo Community Park Lighting	County Fund 304	93,000	0	0	0	0
County Parks Resodding	County Fund 304	343,000	0	0	0	0
Library Improvements (5 facilities)	County Fund 304	494,928	0	0	0	0
Big Pine Key Park	County Fund 304	530,432	50,000	50,000	50,000	50,000
Sugarloaf School Park	County Fund 304	1,500,000	0	0	0	0
Development/Improvements Countywide Parks	County Fund 304	105,000	50,000	50,000	50,000	50,000
Subtotal		6,391,860	100,000	100,000	100,000	100,000
Total (\$)						

(1) A detailed list of road improvements can be found in the March 2005 Monroe County Seven Year Roadway Plan.

(2) 1 cent Infrastructure Sales Tax.

* Total funding amounts other than County assessments are undetermined at this time.

** Not Available at this time.

PLANNING COMMISSION RESOLUTION NO P43-06

**A RESOLUTION BY THE PLANNING COMMISSION
RECOMMENDING THAT THE BOARD OF COUNTY
COMMISSIONERS ADOPT AN AMENDMENT TO TABLE
4.1: FIVE-YEAR SCHEDULE OF CAPITAL
IMPROVEMENTS, OF THE YEAR 2010
COMPREHENSIVE PLAN**

WHEREAS: The Monroe County Planning Commission makes the following Findings of Law:

1. Pursuant to Chapter 163.3177 (3)(a)6.(b)1 F.S. The capital improvements element shall be reviewed on an annual basis and modified as necessary in order to maintain a financially feasible 5-year schedule of capital improvements; and
2. Pursuant to Chapter 163.3177 (3)(a)6.(b)1 F.S. An amendment to the comprehensive plan is required to update the schedule on an annual basis or to eliminate, defer, or delay the construction for any facility listed in the 5-year schedule; and
3. Pursuant to Chapter 163.3177 (3)(a)6.(b)1 F.S. A local government may not amend its future land use map, except for plan amendments to meet new requirements under this part and emergency amendments after December 1, 2007, and every year thereafter, unless and until the local government has adopted the annual update to the 5-Year Schedule of Capital Improvements and it has been transmitted to the state land planning agency; and
4. Pursuant to Chapter 163.3177 (3)(a)6.(c) F.S If the local government does not adopt the required annual update to the schedule of capital improvements or the annual update is found not in compliance, the state land planning agency must notify the Administration Commission that the local government has a demonstrated lack of commitment to meeting its obligations identified in the capital improvements element and may be subject to sanctions by the Administration Commission; and
5. Pursuant to Chapter 163.3177 (3)(a)6.(b)2 F.S. Capital improvements element amendments adopted after the effective date of this act shall require only a single public hearing before the governing board which shall be an adoption hearing; and
6. Rule 9J-5.016 of the Florida Administrative Code requires that the Five-Year Schedule of Capital Improvements (CIP) be reviewed and updated annually; and

WHEREAS: The Monroe County Planning Commission makes the following Findings of Fact:

1. Objective 1401.1 of the Year 2010 Comprehensive Plan mandates Monroe County to provide the capital improvements necessary to correct existing deficiencies, to accommodate projected future growth, and to replace obsolete and worn-out facilities, in accordance with an adopted Capital Improvements Program; and
2. Policy 1401.1.1 of the Year 2010 Comprehensive Plan mandates Monroe County to revise the existing County Capital Improvements Program to incorporate the improvements identified in the Five-Year Schedule of Capital Improvements included in Table 4.1 of Capital Improvements Implementation; and
3. Policy 1401.1.2 mandates Monroe County to annually update the Comprehensive Plan Five-Year Schedule of Capital Improvements, and further provides that revisions to the schedule shall be incorporated into the Capital Improvements Program on an annual basis; and
4. Monitoring and Evaluation Procedures 5.0 (1) and (2) of the Comprehensive Plan requires that the Five-Year Schedule of Capital Improvements (CIP) to be reviewed and updated annually, in order to allocate financial resources to implement the Plan; and
5. The amendment furthers Principal (a) of the Principals for Guiding Development in the Florida Keys Area of Critical State Concern: To strengthen local government capabilities for managing land use and development so that local government is able to achieve these objectives without the continuation of the area of critical state concern designation; and
6. The amendment furthers Principal (h) of the Principals for Guiding Development in the Florida Keys Area of Critical State Concern: To protect the value, efficiency, cost-effectiveness, and amortized life of existing and proposed major public investments, including: water supply facilities; sewage collection and disposal facilities; solid waste collection and disposal facilities; transportation facilities; parks, recreation facilities, and other publicly owned properties.

NOW THEREFORE, BE IT RESOLVED BY THE PLANNING COMMISSION OF MONROE COUNTY, FLORIDA, that the preceding findings fact and conclusions of law support its decision to recommend that the BOCC adopt the following amendment to Table 4.1 Five-Year Schedule of Capital Improvements of the Year 2010 Comprehensive Plan.

Section 1. Text Amendment. Table 4.1 Five-Year Schedule of Capital Improvements of the Year 2010 Comprehensive Plan is hereby amended as follows:

EXHIBIT A Table 4.1 Five-Year Schedule of Capital Improvements

P43-06

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DRAFT

PASSED AND ADOPTED by the Planning Commission (Local Planning Agency) of Monroe County, Florida at a regular meeting held on the 14th day of June, 2006.

James D. Cameron, Chair
Randolph D. Wall, Vice Chair
Michelle Cates Deal, Commissioner
Sherry Popham, Commissioner
Donna Windle, Commissioner

PLANNING COMMISSION OF MONROE COUNTY,
FLORIDA

By _____
James D. Cameron, Chair

Signed this _____ day of _____, 2006.

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